

## **REMARKS**

Claims 9, 15-22 are currently pending. All other claims have been cancelled, and Applicant omits a characterization and rebuttal of the rejections of the cancelled claims in the following remarks. However, the claims are cancelled without prejudice and Applicant reserves the right to reintroduce the cancelled claims in this application or in continuations.

### **The 101 Rejections**

The Examiner rejected claims 15-22 because the claims are allegedly drawn to computer software that is not stored on a proper computer readable storage medium for the realization of the computer software. The claims have been amended to include the language "computer-readable storage medium." This language is intended to include all computer-readable mediums that are statutory subject matter under 35 U.S.C. 101, at least some of which are disclosed in the specification.

### **The Double Patenting Rejection**

The Examiner rejected claim 9 on the ground of nonstatutory obviousness-type double patenting. Claim 9 has been amended to include the language of claim 10, which was indicated to be allowable.

### **Allowable Subject Matter**

The Examiner indicated claim 10 would be allowable if rewritten to include the limitations of the base claim (claim 9). Claim 10 has been cancelled and the language of claim 10 has been added to Claim 9. Accordingly, claim 9 is believed to be in a condition for allowance.

Conclusion

In view of the foregoing, Applicant submits that the claims pending in the application patentably define over the prior art. The Applicant respectfully requests the Examiner withdraw rejections of all claims. A Notice of Allowance is respectfully requested.

If in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is encouraged to call the undersigned at (650) 838-4305.

Respectfully Submitted,  
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